

(c) \* \* \*

(6) Default or disqualification. See § 1.2104 (g)(2) of this chapter.

\* \* \* \* \*

(e) *Unjust enrichment.* See § 1.2111 of this chapter.

\* \* \* \* \*

[FR Doc. 98-823 Filed 1-14-98; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 97-183; RM-9119]

#### Radio Broadcasting Services; Lindsborg, KS

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Michael D. Law, allots Channel 269C3 to Lindsborg, Kansas, as the community's second local FM service. See 62 FR 45785, August 29, 1997. Channel 269C3 can be allotted to Lindsborg in compliance with the Commission's minimum distance separation requirements with a site restriction of 8.6 kilometers (5.4 miles) north in order to avoid short-spacing conflicts with the licensed operations of Station KFDI-FM, Channel 267C, Wichita, Kansas; Station KVOE-FM, Channel 269A, Emporia, Kansas; and Station KZSN-FM, Channel 271C, Hutchinson, Kansas. The coordinates for Channel 269C3 at Lindsborg are 38-39-03 NL and 97-42-12 WL. With this action, this proceeding is terminated.

**EFFECTIVE DATE:** February 23, 1998. A filing window for Channel 269C3 at Lindsborg, Kansas, will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order.

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 97-183, adopted December 17, 1997, and released January 9, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, ITS, Inc., (202) 857-

3800, 1231 20th Street, NW, Washington, DC 20036.

### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

1. The authority citation for Part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Kansas, is amended by adding Channel 269C3 at Lindsborg, Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 98-1030 Filed 1-14-98; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 97-184; RM-9120]

#### Radio Broadcasting Services; New Augusta, MS

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Community Broadcasting Company, allots Channel 269A to New Augusta, Mississippi, as the community's first local aural transmission service. See 62 FR 45784, August 29, 1997. Channel 269A can be allotted to New Augusta, Mississippi, in compliance with the Commission's minimum distance separation requirements with a site restriction of 7.8 kilometers (4.9 miles) northwest in order to avoid a short-spacing conflict with the site specified in Station WTKX-FM's construction permit for Channel 268C, Pensacola, Florida. The coordinates for Channel 269A at New Augusta are 31-13-41 NL and 89-06-47 WL. With this action, this proceeding is terminated.

**EFFECTIVE DATE:** February 23, 1998. A filing window for Channel 269A at New Augusta, Mississippi will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order.

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 97-184, adopted December 17, 1997, and released January 9, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, ITS, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

1. The authority citation for Part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Mississippi, is amended by adding New Augusta, Channel 269A.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 98-1029 Filed 1-14-98; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 97-65; RM-9002]

#### Radio Broadcasting Services; Chewelah, WA

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of LifeTalk Broadcasting Association, allots Channel \*274C3 at Chewelah, Washington, and reserves the channel for noncommercial educational use as the community's first local aural transmission service. See 62 FR 7981, February 21, 1997. Channel \*274C3 can be allotted to Chewelah in compliance with the Commission's minimum distance separation requirements with a site restriction of 21.8 kilometers (13.6